

A Special Meeting of the  
**Brian Head Town Council**  
**56 North Highway 143 / TOWN HALL**  
**TUESDAY, MAY 20, 2014 @ 3:00 PM**

**Members Present:** Mayor H.C. Deutschlander, Council Member Jim Ortler, Council Member Larry Freeberg, Council Member Clayton Calloway, Council Member Reece Wilson

**Staff Present:** Bret Hower, Tom Stratton, Wendy Dowland

**A. CALL TO ORDER**

Mayor Deutschlander called the special meeting of the Brian Head Town Council to order at 3:06 pm.

**B. PLEDGE OF ALLEGIANCE**

Mayor Deutschlander led the Council and others in the Pledge of Allegiance.

**C. DISCLOSURES**

There were no conflicts of interest with today's agenda items. Mayor Deutschlander stated that the disclaimer statements are on file at the Town Clerk's office and are available for public inspection during normal business hours.

**D. PUBLIC INPUT/ REPORTS (Limited to three (3) minutes) Non-Agenda Items**

No Public Input or reports were addressed.

**E. AGENDA ITEMS:**

**Motion:** Council Member Ortler moved to amend the agenda and reverse the agenda items to address agenda item #2, Field Trip, as the first item on the agenda. None seconded. **Motion failed** due to a lack of a second.

**1. BRISTLECONE POND / HIGHWAY 143 DISCUSSION AND DECISION.** A discussion on the highway 143 road crack issue with possible action and/or direction to staff.

Mayor Deutschlander stated he believed it was in the best interest of the town to hold a special meeting today to discuss the pond and road issues. The Council then held discussion on the following:

1. Tom Stratton, Public Works Director, distributed a handout summarizing the items that need to be addressed for the pond project (see attached). Staff met with JP Excavating, contractor, on the following items:
  - a) The riprap would serve as aesthetic purposes.
  - b) The first movement of the pond occurred in October, 2013.
  - c) The south end of the pond is braced at this time with a buttress.
  - d) The contractor suggested the riprap be abandoned and lay the ledge back. This would reduce the angle to the pond.
  - e) The red material is on hand for the walking trail.
  - f) The dock, pavilion still needs to be installed.
  - g) The contractor can finish the project (not including the landscaping) for approximately \$100,000. Any additional funds could be used to address the reconstruction of highway 143.
  - h) Vegetation would cost approximately \$26,000. Trees would be \$39,000. Total for landscaping would be approximately \$80,000 to \$90,000.
  - i) Staff has received quotes for trees in the amount of \$6,549 and \$4,100, but Rick Dustin has recommended the town not plant trees near the pond since the area has always been a meadow area in which no trees have ever grown in that area. Council Member Wilson suggested staff plant only a few trees at a time to ensure survival of the trees before more trees are planted.
  - j) It was suggested that trees be planted near the picnic areas since they can be watered on a regular basis by staff.

- k) JP's contract currently identifies a balance of \$402,000 less \$200,000, leaving \$230,000 towards the highway.
- l) The cost to repair the highway is unknown at this time.
- m) Dewatering may be an issue, since it has not yet been determined on how to proceed on dewatering. Utah Department of Transportation (UDOT) and the resort will need to be in agreement on how the town proceeds with the reconstruction of the road.
- n) The road along the resort's property is in good shape.

**Motion:** Council Member Ortler moved to address Agenda item #2, Field Trip to the Pond and Highway area, and then return to address agenda item #1. Council Member Calloway seconded the motion.

**Action:** **Motion carried 5-0-0 (summary: 5 yes Vote: Yes:** Mayor Deutschlander, Council Member Ortler, Council Member Wilson, Council Member Freeberg, Council Member Calloway).

## 2. FIELD TRIP TO HIGHWAY 143 / BRISTLECONE POND AREA.

The Council will take a field trip to the Bristlecone Pond project.

The Council then proceeded to take a field trip to the Bristlecone Pond project and highway 143 road issues at 3:24 pm. The Council returned from the field trip and reconvened the meeting at 4:09 pm.

## 1. BRISTLECONE POND / HIGHWAY 143 DISCUSSION AND DECISION Cont.

Council then discussed the following items after the field trip to the road and pond project:

1. Staff is waiting for the results from GEM Engineering and will report back to the Council once the final report is completed. GEM Engineering will be proposing a number of solutions to resolve the road issue.
2. Tom then distributed a summary report from GEM Engineering (See attached).
3. Council discussed several options to solve the slide area on the highway.
4. JP Excavating, contractor for pond project, will be working on the east side of the pond project while GEM Engineering is still investigating.
5. Tom requested the Council consider a change order for the pond project in the near future.
6. Council Member Freeberg requested a cost estimate before the Council approves any change orders.
7. Bret suggested two change orders: a) To decrease the cost to finish the pond project and b) a second change order to repair the road. Staff is seeking Council's direction.
8. Council's concerns regarding the upcoming 4<sup>th</sup> of July holiday in which several thousand people will be in Brian Head for the fireworks and events.
9. If filling the pond would be more aesthetically appealing for the public.
10. Council inquired as to the riprap and if should be completed at this time if there were to be erosion issues. Tom reported riprap is best done when the ground is still frozen.
11. Extra beach material will be used on the south beach area.
12. The walking trail will need to be constructed first.
13. The piping will need to be made permanent.
14. JP Excavating has been given a copy of the report and would like to begin next week.

**Motion:** Council Member Ortler moved to direct staff to meet with JP Excavating for a change order to complete the pond as discussed. Council Member Freeberg seconded the motion.

Council held discussion to delete the number of trees in the original contract and the timing of the planting of the trees. Landscaping will be a separate issue.

**Action:** **Motion carried 5-0-0 (summary: Yes: 5 Vote: Yes:** Mayor Deutschlander, Council Member Ortler, Council Member Freeberg, Council Member Calloway, Council Member Wilson).

Bret informed the Council of the open house for the pond project to solicit input from the public on the landscaping for the project on May 27, 2014 in the morning at the town hall. Staff has received input from four different sources for landscaping. The landscaping will be a separate change order.

Mac Hatch, Brian Head Resort, expressed his concerns regarding the integrity of the ground by Chair #1. It has been over a month since it was last surveyed and requested the Council allow another survey to be completed by the same

company. Mr. Hatch inquired about laying the ground back and if doing so would sink and create another fracture. He would like to have a second opinion from an independent Engineer. Tom responded that a third opinion is also being sought at this time. Mac suggested using the engineer that was here before. Staff will obtain the contact information for a cost estimate.

Council stated they would also like to see the Resort's parking lot restored. Staff will present information to the Council at a later date.

Council Member Calloway inquired about the Army Corp. of Engineers. Staff reported the State Geologists have been here once before.

## **H. ADJOURNMENT**

**Motion:** Council Member Ortler moved to adjourn the special meeting of the Brian Head Town Council for May 20, 2014. Council Member Freeberg seconded the motion.

**Action:** **Motion carried 5-0-0 (summary: Yes: 5 Vote: Yes: Mayor Deutschlander, Council Member Ortler, Council Member Freeberg, Council Member Calloway, Council Member Wilson).**

The special meeting of the Brian Head Town Council was adjourned at 4:53 pm for May 20, 2014.

June 10, 2014

Date Approved

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Wendy Dowland, Public Works Assistant